

CITY OF ALAMEDA CITY CHARTER AMENDMENTS

Section 7-3 would be amended as follows: Except for the purpose of inquiry, the City Council and its members, including the Mayor, shall deal with the administrative service under the City Manager and other appointed or elected officers solely through the City Manager or such other officer. Neither the City Council nor any member, including the Mayor, shall give orders to any subordinates under the jurisdiction of the City Manager or such other officers, either publicly or privately, nor shall they attempt to coerce or interfere, directly or indirectly, with the City Manager or such other officers, in respect to any contract, purchase of materials, or any other administrative action, nor shall they in any manner, directly or indirectly, direct, request or take part in the appointment, discipline, or removal of any employee by the City Manager or other such officers, or their subordinates. The City Council may further implement this section by ordinance, resolution, or rules of conduct. Violation of any provision of this section by a member of the Council, including the Mayor, shall be prosecuted as prescribed by State law, conviction of which shall immediately forfeit the office of the convicted member. Neither the Council nor any of the members thereof shall interfere with the execution by the City Manager of his or her powers and duties. Except for purposes of inquiry, the Council and its members shall deal with that portion of the administrative service for which the City Manager is responsible solely through him or her. An attempt by a Councilmember to influence the City Manager in the making of any appointment or the purchase of any materials or supplies shall subject such Councilmember to removal from office for malfeasance.

Section 8-2 would be amended as follows: The City Attorney shall have the authority and discretion to prosecute all violations of the ordinances of the City, and all misdemeanor offenses arising out of the laws of the State of California. The City AttorneyHe shall, subject to the general direction of the Council, board or elective officer having jurisdiction of the matter, prosecute and defend for the City, and all boards, officers and employees in their official capacity all proceedings before judicial or quasi-judicial tribunals. The City AttorneyHe shall not compromise, settle or dismiss any action for or against the City without permission of the Council. The City AttorneyHe shall not commence any action without permission of the Council or written instruction of the City Manager. The City AttorneyHe shall be the legal advisor of and attorney and counsel for the City and for all officers and boards thereof, in all matters relating to their official duties, and whenever requested in writing by any of them, the City Attorneyhe shall give ~~his or her~~ legal advice in writing.

Section 2-9 would be amended as follows: If any elected or Council-appointed officer of the City who shall remove from the City or absent himself or herself therefrom for more than thirty days consecutively without the permission of the Council, or shall fail to qualify by taking the oath of office within fifteen days from the time his or her certificate of election or appointment is mailed or delivered to him or her, or shall resign, or be convicted of a felony, or be adjudged insane, his or her office shall be vacant.

Section 2-15 would be deleted in its entirety in that those changes have been implemented: Repealed. All references to Councilman here in shall be changed to Councilmember.

Section 2-16 would be amended as follows: In order to use gender neutral personal pronouns, aAll references to “he” shall be changed to “they” and “his” shall be changed to “his or her” shall be changed to “their”, and all references to “him” shall be changed to “him or her” shall be changed to “them”, and all references to “himself” shall be changed to “himself or herself” shall be changed to “themselves”, and all the references shall indicate a singular individual unless the context indicates to the contrary.

Section 10-2 would be amended as follows: Each of said Boards, except the Public Utilities Board, Social Service Human Relations Board and the City Planning Board shall consist of five members. Upon nomination of the Mayor, the Council shall appoint, ~~between May 1 and July 1 of each year,~~ one member of each such Board for a term commencing the first day of July following such appointment and continuing for four years, and thereafter until the successor of such member is appointed and qualified.

Section 10-3 would be amended as follows: The Public Utilities Board shall consist of five members, one of whom shall be the City Manager, who shall have full power of participating and voting. Upon nomination of the Mayor, the Council shall appoint, ~~between May 1 and July 1 of each year,~~ one member of such Board for a term commencing the first day of July following such appointment and continuing for four years and thereafter until the successor of such member is appointed and qualified.

Section 10-4 would be amended as follows: The Social Service Human Relations Board shall consist of seven members. Upon nomination of the Mayor, the Council shall appoint, ~~between May 1 and July 1 of each year,~~ at least two members of such Board for terms commencing on the first day of July following such appointment and continuing for four years and thereafter until the successor of such member is appointed and qualified.

Section 10-4.1 would be amended as follows: The City Planning Board shall consist of seven members. Upon nomination of the Mayor, the Council shall appoint, ~~between May 1 and July 1 of each year,~~ such members as are necessary to maintain a full board, for terms commencing on the first day of July following such appointment and continuing for four years and thereafter until the successor of such member is appointed and qualified; provided, however, that nor more than two terms shall expire in any year other than by resignation of a member.

Section 22-7 would be deleted in its entirety in that these matters are handled through City administrative policies: Repealed. ~~Traveling expenses shall not exceed actual cost of transportation, plus a reasonable per diem allowance, the latter to be fixed annually by the Council uniformly for all officers and employees. Traveling expenses, except for routine duties, shall be allowed only if authorized by the Council.~~

Section 22-8 would be deleted in its entirety in that these days and hours are no longer the applicable days and hours when public offices are open and are better handled through administrative policies: Repealed. All public offices, except where otherwise provided by law, shall be open for business every day, except holidays, from 9:00 A.M. to 5:00 P.M., subject to modification by Council.